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In re Application of:
Takada et al.
Serial No.: 10/067,527
Filed: February 4, 2002
Attorney Docket No.: FJN-058C1

DECISION ON PETITION TO
WITHDRAW THE HOLDING
OF ABANDONMENT

This is in response to applicants' petition under 37 CFR § 1.181(a) filed on September 28, 2004, requesting withdrawal of the holding of abandonment based on the timely filing of a response to the Office action mailed March 9, 2004.

A review of the file history shows that the examiner mailed an Office action to applicants on March 9, 2004, setting a three-month statutory time period for reply. On September 21, 2004, the examiner mailed a notice of abandonment for failure to respond to the outstanding Office action.

Applicants state that a response to the Office action was timely filed on September 9, 2004, as evidenced by a copy of the receipt card showing receipt of the response by the USPTO on September 9, 2004. Applicants also provide a copy of the response to the Office action with the petition. In view of this evidence, applicants are considered to have submitted a timely reply.

Applicants' petition is **GRANTED** retroactively as the case is no longer in abandoned status..

Should there be any questions about this decision, please contact Marianne C. Seidel by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0584 or by facsimile at 703-872-9306.

Bruce Kisliuk
Director, Technology Center 1600